



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kurt L. BRILLHART et al.

Serial No: 10/010,005

Confirmation No.: 5606

Filed: December 7, 2001

For: METHOD FOR REDUCING NON-SPECIFIC AGGREGATION OF LATEX MICROPARTICLES IN THE PRESENCE OF SERUM OR PLASMA

Art Unit: 1641

Examiner: Mary Ceperley

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 2, 2003

Date of Deposit

Wei-Ning Yang, Reg. No. 38,690

Name

Signature

12/02/2003

Date

**PETITION PURSUANT TO 37 C.F.R. § 1.137(b) FOR
REVIVAL OF AN UNINTENTIONALLY ABANDONED
APPLICATION AND CONDITIONAL PETITION FOR
EXTENSION OF TIME**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Dear Sir:

In accordance with 37 C.F.R. § 1.137(b), Applicants respectfully petition for revival of the above-identified patent application which became unintentionally abandoned on August 26, 2003. The present application became abandoned as a result of a failure to respond to the Office Action dated February 26, 2003. Enclosed herewith is an Amendment, to continue prosecution of this application.

In accordance with 37 C.R.F. § 1.17(m), a check in the amount of \$1,330 is submitted to cover the fee for this petition.

Applicant became aware that the application had become abandoned on or about November 6, 2003 upon seeing Notice of Abandonment. The entire delay from the due date for the required response until the filing of this petition has been unintentional.

No terminal disclaimer is submitted pursuant to 37 C.R.F. § 1.137(c), because the above-referenced application was filed after June 8, 1995.

12/05/2003 HDEHES51 00000009 10010005

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It is believed that no extension of time is required. However, should an extension of time be necessary to revive the above-identified application or to prevent the above-identified application from becoming abandoned again, please consider this a conditional petition for such an extension of time. Please charge any fee for such an extension of time to Deposit Account No. 50-1314. A copy of this paper is enclosed.

If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure revival of the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

Dated: December 2, 2003

By: 

Wei-Ning Yang
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